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8
UNITED STATES DISTRICT COURT
 9
NORTHERN DISTRICT OF CALIFORNIA
 10
SAN FRANCISCO DIVISION

11
 12 In Re 17 U.S.C. § 512(h) Subpoena to
 CLOUDFLARE, INC.

13 Case No.:

14 **DECLARATION OF HIROYUKI
 NAKAJIMA IN SUPPORT OF SUBPOENA
 TO OBTAIN THE IDENTITY OF A
 CLOUDFLARE, INC. CUSTOMER
 PURSUANT TO 17 U.S.C. § 512(h)**

15
 16 I, Hiroyuki Nakajima, declare as follows:

17 1. I am an attorney with the law firm Tokyo Flex Law Office, copyright counsel for
 18 Shueisha Inc. (“Shueisha”). I make this declaration in support of Shueisha’s request for the clerk of
 19 the District Court for the Northern District of California to issue the subpoena filed concurrently
 20 herewith pursuant to the Digital Millennium Copyright Act (DMCA), 17 U.S.C. § 512(h). I have
 21 personal knowledge of the facts stated in this Declaration and if called to do so, would testify
 22 competently thereto.

23 2. I am duly authorized by Shueisha to make this request on Shueisha’s behalf.

24 3. Shueisha is a leading entertainment publishing company headquartered in Japan.
 25 Among other things, the company specializes in the publication and distribution of Japanese comics

known as “mangas,” in both tangible and digital media. Numerous titles published by Shueisha have achieved a high degree of popularity worldwide, including in the United States.

4. Shueisha recently discovered that some of its mangas, to which Shueisha is the authorized holder of the copyrights, have been in whole or in part copied, published, displayed, and/or distributed without its authorization on websites run by certain users of services provided by Cloudflare, Inc. (“Cloudflare”). URLs containing the infringing content are identified in the DMCA notice Shueisha sent to Cloudflare, Inc. on January 30, 2025, a true and correct copy of which is attached hereto as **Schedule 1** (the “DMCA Notice”).

5. Upon information and belief, Cloudflare provides content delivery services enabling the unauthorized reproduction and distribution of copyrighted works to which Shueisha holds exclusive rights, using the URLs (associated with specific user accounts) identified in the DMCA Notice.

6. On information and belief, Cloudflare's policies require a subpoena or court order to compel the company to disclose information about a Cloudflare user or account used in furtherance of the infringement of another's copyrights.

7. The sole purpose for which the requested subpoena is sought is to obtain the identities of the alleged infringer(s) described in the DMCA Notice and such information will only be used for the purpose of protecting Shueisha's copyright rights.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Executed on February 4, 2025 in Tokyo, Japan.

By: Hiroyuki Nakajima